

1 HOUSE BILL NO. 2

2 INTRODUCED BY J. WITT

3 BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

4

5 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO VARIOUS STATE AGENCIES FOR THE BIENNIUM ENDING JUNE 30, 2007;
6 AND PROVIDING AN EFFECTIVE DATE."

7

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9

10 NEW SECTION. **Section 1. Short title.** [This act] may be cited as "The General Appropriations Act of 2005".

11

12 NEW SECTION. **Section 2. First level expenditures.** The agency and program appropriation tables in the legislative fiscal analyst narrative
13 accompanying this bill, showing first level expenditures and funding for the 2007 biennium, are adopted as legislative intent.

14

15 NEW SECTION. **Section 3. Severability.** If any section, subsection, sentence, clause, or phrase of [this act] is for any reason held
16 unconstitutional, the decision does not affect the validity of the remaining portions of [this act].

17

18 NEW SECTION. **Section 4. Appropriation control.** An appropriation item designated as "Biennial" may be spent in either year of the biennium.
19 An appropriation item designated "Restricted" may be used during the biennium only for the purpose designated by its title and as presented to the
20 legislature. An appropriation item designated "One Time Only" or "OTO" may not be included in the present law base for the 2009 biennium. The office
21 of budget and program planning shall establish a separate appropriation on the statewide budgeting and accounting system for any item designated as

1 "Biennial", "Restricted", "One Time Only", or "OTO". The designation of "Restricted" is subject to the provisions of [section 6]. The office of budget and
2 program planning shall establish at least one appropriation on the statewide budgeting and accounting system for any appropriation that appears as a
3 separate line item in [this act].

4
5 **NEW SECTION. Section 5. Program definition.** As used in [this act], "program" has the same meaning as defined in 17-7-102, is consistent
6 with the management and accountability structure established on the statewide budgeting and accounting system, and is identified as a major subdivision
7 of an agency ordinaly numbered with an arabic numeral.

8
9 **NEW SECTION. Section 6. Approved original operating budget.** In accordance with the provisions of 17-7-138, the approved original
10 operating budget for each fiscal year of the 2007 biennium may include an amount not more than a prorated share by fund type of any across-the-board
11 reductions or any undesignated reductions among all programs, as defined in [section 5], and among all appropriation items, as defined in [section 4],
12 for the entire agency. This exception to legislative restrictions on appropriation items contained in [this act] is authorized only for preparation and approval
13 of the original operating budget, which is due from all agencies by August 1 of each fiscal year, excluding the university system units.

14
15 **NEW SECTION. Section 7. Totals not appropriations.** The totals shown in [this act] are for informational purposes only and are not
16 appropriations.

17
18 **NEW SECTION. Section 8. Effective date.** [This act] is effective July 1, 2005.

19
20 **NEW SECTION. Section 9. Appropriations.** The following money is appropriated for the respective fiscal years:

	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total
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1

2

A. GENERAL GOVERNMENT AND TRANSPORTATION

3 LEGISLATIVE BRANCH (1104)

4	16,756,076	4,213,292	0	0	0	20,969,368	0	0	0	0	0	0
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5 JUDICIARY (2110)

6	35,910,033	1,738,300	692,510	0	0	38,340,843	34,784,110	1,094,882	692,310	0	0	36,571,302
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7 There is a state special revenue fund in the judiciary established for the purpose of expending juvenile placement funds from the department of corrections. There is appropriated
8 to the judiciary up to \$2.25 million of state special revenue for the 2007 biennium to spend surplus juvenile placement funds received from department of corrections. In accordance with the
9 agreement between the two departments, the funds may be spent up to 2 years following the year in which they were transferred.

10 GOVERNOR'S OFFICE (3101)

11	4,832,589	10,016,796	114,009	0	0	14,963,394	4,770,906	161,583	113,966	0	0	5,046,455
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12 If the natural gas rates in the state's contract are greater than 18% higher than the fiscal year 2004 rates in fiscal year 2006 and 12% higher than the fiscal year 2004 rates in fiscal
13 year 2007 or if the electricity default supplier rates are greater than 1% higher than the fiscal year 2004 rates in fiscal year 2006 and 2% higher than the fiscal year 2004 rates in fiscal year
14 2007, then the office of budget and program planning is appropriated \$1.7 million of general fund, \$920,000 of state special revenue, and \$1,080,000 of federal special revenue for the 2007
15 biennium. The office of budget and program planning shall equitably distribute the funds to state agencies based upon each fund's proportional share of the increased costs.

16 The office of budget and program planning is appropriated the amount of revenue deposited in the state general fund from state fund dividends by all agencies in the state up to
17 a maximum of \$250,000 for the biennium. The office of budget and program planning is appropriated the amount of state special revenue deposited in the state special revenue fund from state
18 fund dividends by all agencies in the state up to of a maximum of \$250,000 for the biennium. These appropriations are restricted to the purpose of reducing long-term expenditures on workers'
19 compensation insurance, providing a safer work environment, or offsetting increases in rates beyond approved budget levels. Appropriation transfers to agencies may only take place after
20 the office of budget and program planning, the department of administration, risk management and tort defense, and the Montana state fund approve a plan for expenditure.

59th Legislature

Fiscal 2006Fiscal 2007

HB0002.01

	General <u>Fund</u>	State Special <u>Revenue</u>	Federal Special <u>Revenue</u>	Propri- <u>etary</u>	<u>Other</u>	<u>Total</u>	General <u>Fund</u>	State Special <u>Revenue</u>	Federal Special <u>Revenue</u>	Propri- <u>etary</u>	<u>Other</u>	<u>Total</u>
1 SECRETARY OF STATE (3201)												
2	0	0	5,469,529	0	0	5,469,529	5,556,936	0	0	0	0	5,556,936
3 COMMISSIONER OF POLITICAL PRACTICES (3202)												
4	329,973	0	0	0	0	329,973	317,725	0	0	0	0	317,725
5 OFFICE OF THE STATE AUDITOR (3401)												
6	0	5,091,540	0	0	0	5,091,540	0	5,120,629	0	0	0	5,120,629
7 DEPARTMENT OF TRANSPORTATION (5401)												
8	0	287,267,695	328,813,657	0	0	616,081,352	0	260,039,377	339,834,622	0	0	599,873,999
9	The department may adjust appropriations in the general operations, construction, maintenance, and transportation planning programs between state special revenue and federal											
10	special revenue fund types if the total state special revenue authority for these programs is not increased by more than 10% of the total appropriations established by the legislature for each											
11	program. All transfers between state special revenue and federal special revenue funds must be fully explained, justified, and reported in accordance with the requirements of 17-7-138 or 17-7-											
12	139, MCA, as applicable.											
13	All federal special revenue appropriations in the department are biennial.											
14	All appropriations in the general operations, construction, maintenance, and transportation planning programs are biennial.											
15	All remaining federal pass-through grant appropriations for highway traffic safety, including reversions, for the 2005 biennium are authorized to continue and are appropriated in											
16	fiscal year 2006 and fiscal year 2007.											
17 DEPARTMENT OF REVENUE (5801)												
18	54,485,841	621,921	298,421	2,115,429	0	57,521,612	35,743,558	632,330	301,502	2,114,174	0	38,791,564
19	Any funds remaining from the appropriation authorized in section 11(2), Chapter 597, Laws of 2003, are reappropriated to the department of revenue for the 2007 biennium for the											
20	stated purpose.											

	General	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total
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Any funds remaining from the appropriation authorized in section 12(1), Chapter 597, Laws of 2003, are reappropriated to the department of revenue for the 2007 biennium for the stated purpose.

Liquor division proprietary funds necessary to maintain adequate inventories, pay freight charges, and transfer profit and taxes to appropriate accounts are appropriated from the liquor enterprise fund (06005) to the department in amounts not to exceed \$78,766,985 in fiscal year 2006 and \$83,497,337 in fiscal year 2007.

In the event the department is unable to meet statutory service levels because of the increase in demand for liquor products, the department may hire additional temporary employees or pay overtime, whichever is determined to be the more cost-effective, to maintain required service levels to stores. In fiscal year 2006 and in fiscal year 2007, the department is appropriated not more than \$40,000 each year for additional costs from the liquor enterprise fund (06005) to meet the service level requirements.

In the liquor division, upon a termination that requires a payout of accrued leave balances, liquor division proprietary funds are appropriated from the liquor enterprise fund (06005) to the department in the amount equal to the payout of the accrued leave balances, not to exceed \$30,000 for each of fiscal years 2006 and 2007.

The department of revenue is appropriated up to \$475,000 of general fund for the 2007 biennium. Funds are restricted for the payment of commission expenses charged by the bad debt collection agency.

DEPARTMENT OF ADMINISTRATION (6101)

8,014,829	5,714,947	1,540,521	8,221,454	500,000	23,991,751	3,893,164	5,692,831	1,539,947	7,496,256	500,000	19,122,198
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There is appropriated from the general fund to the department for payments to the Montana highway patrol pension fund the amount required for this transfer, not to exceed \$350,000 for each fiscal year.

There is appropriated from the general fund to the department the amount required to be refunded to the federal government for their participation in the workers' compensation old fund transfer to the general fund, not to exceed \$300,000 in fiscal year 2006.

Any funds remaining from the appropriation authorized in section 11, Chapter 597, Laws of 2003, are reappropriated to the department of administration for the 2007 biennium for the stated purpose.

59th Legislature

Fiscal 2006

Fiscal 2007

HB0002.01

	General Fund	State Special Revenue	Fiscal 2006 Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Fiscal 2007 Federal Special Revenue	Propri- etary	Other	Total
1 APPELLATE DEFENDER COMMISSION (6102)												
2	200,602	0	0	0	0	200,602	197,014	0	0	0	0	197,014
3 MONTANA CONSENSUS COUNCIL (6106)												
4	0	198,367	0	0	0	198,367	0	198,181	0	0	0	198,181
5												
6 TOTAL SECTION A												
7	120,529,943	316,240,374	336,928,647	10,336,883	500,000	784,535,847	79,706,477	274,330,518	348,039,283	9,610,430	500,000	712,186,708

8

9

B. HEALTH AND HUMAN SERVICES

10 DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES (6901)

11 296,181,383 61,453,879 893,509,706 0 01,251,144,968 307,367,803 61,519,915 948,971,687 001,317,859,405

12 The president's current budget proposal intends to adjust cost allocations as they relate to temporary assistance for needy families (TANF), medicaid, and the food stamp program.

13 It will reduce the federal reimbursement for administrative costs of medicaid by \$300 million to reflect the share assumed in the TANF block grant and will prohibit states from using TANF funds

14 to pay these costs in fiscal year 2005. Montana's share of the \$300 million is \$646,000, to be offset annually from the state's administrative costs for the medicaid program. This amount is

15 not included in the proposed budget for the human and community services division. Sometime during the 59th legislative session, the department will know if the federal fiscal year 2005 budget

16 contains this medicaid offset requirement and, at that time, the budget may require modification based on the final determination of the cost to Montana.

17 The child and family services division is authorized to pursue the hiring of five FTEs provided these actions do not require or commit the state to additional general fund expenditures

18 beyond the amount appropriated for the 2007 biennium by the legislature for this division.

19 The Travis D. lawsuit was settled on February 5, 2004, through mediation. The terms of the settlement agreement between the executive branch and the plaintiffs require the

20 department to move at least 45 individuals from the Montana developmental center (MDC) into community services by December 2007. The disability services division fiscal year 2006 budget

	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total
1 includes \$500,000 of general fund one-time-only funding to construct five group homes. The \$500,000 will allow for startup costs for the group home construction to implement the movement												
2 in fiscal year 2008 of the last 20 individuals who have intensive medical needs from MDC to community services. The department will provide one-time-only grants for providers to use in the												
3 construction of the new group homes for the care of these individuals.												
4 The addictive and mental disorders division is requesting legislative approval to begin during the 2007 biennium the process of working toward a home and community- based services												
5 waiver for presentation to the 2007 legislature.												
6												
7 TOTAL SECTION B												
8	296,181,383	61,453,879	893,509,706	0	0	1,251,144,968	307,367,803	61,519,915	948,971,687	0	0	1,317,859,405
9												
10 C. NATURAL RESOURCES AND COMMERCE												
11 DEPARTMENT OF FISH, WILDLIFE, AND PARKS (5201)												
12	0	39,813,363	21,478,580	0	0	61,291,943	0	36,857,159	18,260,227	0	0	55,117,386
13 DEPARTMENT OF ENVIRONMENTAL QUALITY (5301)												
14	4,129,497	55,769,689	31,512,442	0	0	91,411,628	4,096,940	18,750,191	25,578,072	0	0	48,425,203
15 The department is authorized to decrease federal special revenue money in the water pollution control and/or drinking water revolving loan programs and increase state special												
16 revenue money by a like amount within the special administration account when the amount of federal capitalization funds have been expended or federal funds and bond proceeds will be												
17 used for other program purposes.												
18 The department is authorized to expend up to 25% of subrogated petroleum tank release compensation funds to pay contract expenses associated with release subrogation activities.												
19 Expenditure of these funds is limited to the fee charged for collection.												
20 DEPARTMENT OF LIVESTOCK (5603)												

59th Legislature

Fiscal 2006Fiscal 2007

HB0002.01

	General <u>Fund</u>	State Special <u>Revenue</u>	Federal Special <u>Revenue</u>	Propri- <u>etary</u>	<u>Other</u>	<u>Total</u>	General <u>Fund</u>	State Special <u>Revenue</u>	Federal Special <u>Revenue</u>	Propri- <u>etary</u>	<u>Other</u>	<u>Total</u>
1	552,314	6,071,564	1,465,125	0	0	8,089,003	550,398	6,099,685	1,462,522	0	0	8,112,605
2	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION (5706)											
3	21,586,871	20,424,346	1,987,962	0	0	43,999,179	21,329,824	19,309,225	2,001,908	0	0	42,640,957
4	The department is authorized to decrease state special revenue money in the underground injection control program and increase federal special revenue money by a like amount											
5	when the amount of federal EPA funds available for the program becomes known. Any federal special revenue is to be spent before state special revenue.											
6	The department is appropriated up to \$600,000 for the 2007 biennium from the state special revenue account established in 85-1-604 for the purchase of prior liens on property											
7	held as loan security as required by 85-1-618.											
8	The department is authorized to decrease federal special revenue money in the pollution control and/or drinking water revolving fund loan programs and increase state special revenue											
9	money by a like amount within the special administration account when the amount of federal EPA CAP funds has been expended or federal funds and bond proceeds will be used for other											
10	program purposes.											
11	During the 2007 biennium, up to \$1 million of funds currently in or to be deposited in the Broadwater replacement and renewal account is appropriated to the department for repairing											
12	or replacing equipment at the Broadwater hydropower facility.											
13	During the 2007 biennium, up to \$70,000 of interest earned on the Broadwater water users' account is appropriated to the department for the purpose of repair, improvement, or											
14	rehabilitation of the Broadwater-Missouri diversion project.											
15	During the 2007 biennium, up to \$500,000 of funds currently in or to be deposited in the state project hydropower earnings account is appropriated for the purpose of repairing,											
16	improving, or rehabilitating department state water projects.											
17	DEPARTMENT OF AGRICULTURE (6201)											
18	613,907	9,428,601	5,090,103	367,277	0	15,499,888	575,149	9,402,295	1,494,618	369,592	0	11,841,654
19	DEPARTMENT OF COMMERCE (6501)											
20	1,625,527	3,432,398	18,097,671	0	0	23,155,596	1,624,909	1,843,809	18,329,596	0	0	21,798,314

59th Legislature

Fiscal 2006

Fiscal 2007

HB0002.01

	General Fund	State Special Revenue	Fiscal 2006 Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Fiscal 2007 Federal Special Revenue	Propri- etary	Other	Total
1												
2	TOTAL SECTION C											
3	28,508,116	134,939,961	79,631,883	367,277	0	243,447,237	28,177,220	92,262,364	67,126,943	369,592	0	187,936,119
4												
5	D. CORRECTIONS AND PUBLIC SAFETY											
6	CRIME CONTROL DIVISION (4107)											
7	1,720,172	0	13,689,910	0	0	15,410,082	1,717,425	0	13,689,767	0	0	15,407,192
8	All remaining federal pass-through grant appropriations, including reversions, for the 2005 biennium are authorized to continue and are appropriated in fiscal year 2006 and fiscal											
9	year 2007.											
10	DEPARTMENT OF JUSTICE (4110)											
11	21,136,103	33,902,247	2,863,202	1,010,326	0	58,911,878	19,622,668	29,366,120	2,595,992	897,056	0	52,481,836
12	There is appropriated from the highway patrol retirement clearing account to the department for payments to the Montana highway patrol pension fund the amount required for this											
13	transfer, not to exceed \$1,200,000 (state special revenue) for each fiscal year.											
14	PUBLIC SERVICE REGULATION (4201)											
15	0	2,924,244	13,732	0	0	2,937,976	0	2,763,430	13,732	0	0	2,777,162
16	DEPARTMENT OF CORRECTIONS (6401)											
17	117,303,917	2,687,469	554,852	487,797	0	121,034,035	117,480,152	2,684,418	554,852	481,654	0	121,201,076
18	DEPARTMENT OF LABOR AND INDUSTRY (6602)											
19	1,826,079	27,686,362	36,620,200	80,207	0	66,212,848	1,848,340	27,922,361	36,421,394	79,348	0	66,271,443
20	DEPARTMENT OF MILITARY AFFAIRS (6701)											

59th Legislature

Fiscal 2006

Fiscal 2007

HB0002.01

	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total
1	4,375,999	984,976	12,367,232	0	0	17,728,207	4,366,941	982,700	12,398,731	0	0	17,748,372
2												
3	TOTAL SECTION D											
4	146,362,270	68,185,298	66,109,128	1,578,330	0	282,235,026	145,035,526	63,719,029	65,674,468	1,458,058	0	275,887,081
5												
6	E. EDUCATION											
7	OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION (3501)											
8	525,387,352	967,779	145,037,036	0	0	671,392,167	531,801,401	967,784	152,257,932	0	0	685,027,117
9	All revenue received in the state traffic education account for distribution to schools under the provisions of 20-7-506 and 61-5-121 is appropriated as provided in Title 20, chapter											
10	7, part 5. This appropriation may not exceed \$1 million a year.											
11	The office of public instruction may distribute funds from the appropriation for instate treatment to public school districts for the purpose of providing for educational costs of children											
12	with significant behavioral or physical needs.											
13	BOARD OF PUBLIC EDUCATION (5101)											
14	167,292	193,340	0	0	0	360,632	165,348	191,645	0	0	0	356,993
15	SCHOOL FOR THE DEAF AND BLIND (5113)											
16	3,984,836	282,752	102,865	0	0	4,370,453	3,952,131	282,752	102,865	0	0	4,337,748
17	MONTANA ARTS COUNCIL (5114)											
18	356,356	165,978	602,734	0	0	1,125,068	290,905	167,702	602,734	0	0	1,061,341
19	All federal funds are biennial appropriations.											
20	MONTANA STATE LIBRARY COMMISSION (5115)											

59th Legislature

Fiscal 2006

Fiscal 2007

HB0002.01

	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total
1	1,847,093	1,048,747	1,180,694	0	0	4,076,534	1,560,479	1,048,748	780,694	0	0	3,389,921
2	This appropriation includes biennial appropriations of \$251,138 in general fund money and \$850,000 in federal funds for grants to local libraries.											
3	MONTANA HISTORICAL SOCIETY (5117)											
4	1,943,471	555,655	791,541	959,014	0	4,249,681	1,868,562	554,574	790,789	950,583	0	4,164,508
5	It is the intent of the legislature that the department of commerce use lodging facility use taxes to fund \$617,782 in fiscal year 2006 and \$617,782 in fiscal year 2007 for the Montana											
6	historical society. This would be expended as follows:											
7	Historical Interpretation				\$197,631		\$190,392					
8	Scriver Collection				120,151		127,390					
9	Lewis and Clark Exhibit & Interpretation				100,000		100,000					
10	Lewis and Clark Bicentennial Commission				200,000		200,000					
11	The first three uses of lodging taxes are budgeted in items [ADMINISTRATION PROGRAM and MUSEUM PROGRAM]. The \$200,000 each fiscal year of the biennium for the Lewis											
12	and Clark bicentennial commission is a language appropriation.											
13	MONTANA UNIVERSITY SYSTEM, INCLUDING OFFICE OF THE COMMISSIONER OF HIGHER EDUCATION AND EDUCATIONAL UNITS AND AGENCIES (5100)											
14	150,226,813	14,336,001	44,656,165	0	0	209,218,979	150,177,464	14,630,000	46,775,603	0	0	211,583,067
15	General fund money and state and federal special revenue funds appropriated to the board of regents are included In items [ALL CHE PROGRAMS]. All other public funds received											
16	by units of the Montana university system (other than plant funds appropriated in House Bill No. 5, relating to long-range building) are appropriated to the board of regents and may be expended											
17	under the provisions of 17-7-138(2). The board of regents shall allocate the appropriations to individual university system units, as defined in 17-7-102(13), according to board policy.											
18	Items [ADMINISTRATION (01), STUDENT ASSISTANCE (02) , DWIGHT D. EISENHOWER (03), TALENT SEARCH (06), C.D PERKINS (08), APPROPRIATIONS DISTRIBUTION											
19	(09) (EDUCATIONAL UNITS), GUARANTEED STUDENT LOAN (12), AND THE BOARD OF REGENTS (13)] are a single biennial lump-sum appropriation.											
20	In addition to the requirements in 17-1-102(4), all university system units, except the office of the commissioner of higher education, shall account for expenditures consistently within											

General	State	Federal				General	State	Federal			
<u>Fund</u>	<u>Special</u>	<u>Special</u>	<u>Propri-</u>	<u>Other</u>	<u>Total</u>	<u>Fund</u>	<u>Special</u>	<u>Special</u>	<u>Propri-</u>	<u>Other</u>	<u>Total</u>
	<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>				<u>Revenue</u>	<u>Revenue</u>	<u>etary</u>		

1 programs and funds across all units and shall use the standards of accounting and reporting, as described by the national association of college and university business officers, as a minimum
2 for achieving consistency.

3 The Montana university system, except the office of the commissioner of higher education and the community colleges, shall provide the office of budget and program planning and
4 the legislative fiscal division banner access to the entire university system's banner information system, except for information pertaining to individual students or individual employees that
5 is protected by Article II, sections 9 and 10, of the Montana constitution, 20-25-515, or the Family Educational Rights and Privacy Act of 1974, 20 U.S.C. 1232g. The Montana university system
6 shall provide the electronic data required for human resource data for the current unrestricted operating funds into the MBARS system. The salary and benefit data provided must reflect approved
7 board of regents operating budgets.

8 Total audit costs of the office of the commissioner of higher education are estimated to be \$47,337.

9 The budget amount for each full-time equivalent student at the community colleges, including Summitnet, is \$5,203 each year of the 2007 biennium, before pay plan, if any. The
10 general fund appropriation in item [COMMUNITY COLLEGE ASSISTANCE (04)] provides 53% of the budget amount for each full-time equivalent student each year of the 2007 biennium. The
11 remaining 47% of the budget amount for each full-time equivalent student must be paid from funds other than those appropriated in item [COMMUNITY COLLEGE ASSISTANCE (04)].

12 The general fund appropriation in item [COMMUNITY COLLEGE ASSISTANCE (04)] is calculated to fund education in the community colleges for an estimated 2,631 resident FTE
13 students in fiscal year 2006 and 2,770 in fiscal year 2007. If total resident FTE student enrollment in the community colleges is greater than the estimated number for the biennium, the community
14 colleges shall serve the additional students without a state general fund contribution. If actual resident FTE student enrollment is less than the estimated numbers for the biennium, the
15 commissioner of higher education shall revert \$2,758 in general fund money to the state for each estimated FTE student who did not enroll.

16 Total Summitnet costs are estimated to be \$25,000 each year for the community colleges. Summitnet costs for each year may not exceed \$8,000 each for Dawson and Miles
17 community colleges and \$9,000 for Flathead Valley community college.

18 Total audit costs are estimated to be \$54,000 for the community colleges for the biennium. The general fund appropriation for each community college provides 53% of the total
19 audit costs in the 2007 biennium. The remaining 47% of these costs must be paid from funds other than those appropriated for audits for community colleges. Audit costs for the biennium may
20 not exceed \$12,500 each for Dawson and Miles community colleges and \$15,000 for Flathead Valley community college.

	General	State	Federal				General	State	Federal			
	Fund	Special	Special	Propri-			Fund	Special	Special	Propri-		
		Revenue	Revenue	etary	Other	Total		Revenue	Revenue	etary	Other	Total

Revenue anticipated to be received by the Montana university system units and colleges of technology includes: (1) interest earnings of \$791,274 each year of the 2007 biennium; and (2) other revenue of \$1,301,198 each year of the 2007 biennium. These amounts are appropriated for current unrestricted operating expenses as a biennial lump-sum appropriation and are in addition to the funds shown in item [APPROPRIATION DISTRIBUTION (09) (EDUCATIONAL UNITS)]. The legislature acknowledges that tuition rates are determined by the board of regents and that tuition revenue is considered private revenue and therefore not subject to legislative appropriation.

The general fund and millage appropriation in item [APPROPRIATION DISTRIBUTION (09) (EDUCATIONAL UNITS)] is calculated to fund education in the 4-year units and the colleges of technology for an estimated 26,918 resident student FTE students in fiscal 2006 and 27,188 resident students in fiscal 2007. If actual resident student enrollment is greater than the estimated number for the biennium, the university system shall serve the additional students without a state general fund contribution. If actual resident enrollment is less than the estimated number for the biennium, the commissioner of higher education shall revert \$1,888 in general fund money to the state for each estimated FTE student who did not enroll.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (GOVERNOR'S INITIATIVE)] is appropriated with the condition that the item is matched with \$5,000,000 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed to supporting equipment for 2-year programs.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP)] is appropriated with the condition that the item is matched with \$400,000 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed to supporting a more responsive workforce training system.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP)] is appropriated with the condition that the item is matched with \$200,000 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed to supporting the Montana tech economic development resource center.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP)] is appropriated with the condition that the item is matched with \$250,000 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed for the purpose of increasing the supply of health care workers.

	General	State Special	Federal Special	Propri- etary	Other	Total	General	State Special	Federal Special	Propri- etary	Other	Total
	<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>				<u>Fund</u>	<u>Revenue</u>	<u>Revenue</u>			

The general fund money in item [APPROPRIATION DISTRIBUTION (SHARED LEADERSHIP)] is appropriated with the condition that the item is matched with \$250,000 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed for the purpose of supporting a distance education program.

Item [APPROPRIATION DISTRIBUTION (09) (EDUCATIONAL UNITS)] includes \$817,960 for the 2007 biennium that must be transferred to the energy conservation program account and used to retire the general obligation bonds sold to fund energy improvements through the state energy conservation program. The costs of this transfer in each year of the biennium are: university of Montana-Missoula, \$126,400 in fiscal year 2006 and \$88,800 in fiscal year 2007; Montana tech of the university of Montana, \$28,000; Montana state university-northern, \$101,000 in fiscal year 2006 and \$67,000 in fiscal year 2007; Montana state university-Bozeman \$58,000; Montana state university-Billings, \$133,500 in fiscal year 2006 and 105,500 in fiscal year 2007; and western Montana college of the university of Montana, \$12,410 in fiscal year 2006 and \$11,350 in fiscal year 2007.

The Montana university system shall pay \$88,506 for the 2007 biennium in current funds in support of the Montana natural resource information system (NRIS) located at the Montana state library. Quarterly payments must be made upon receipt of the bills from the state library, up to the total amount appropriated.

Total audit costs are estimated to be \$544,376 for the university system, other than the office of the commissioner of higher education. Each unit shall pay a percentage of these costs from funds other than those appropriated in item [APPROPRIATION DISTRIBUTION (09) (EDUCATIONAL UNITS)].

Revenue anticipated to be received by the agricultural experiment station includes:

(1) interest earnings and other revenue of \$60,308 each year of the 2007 biennium;

(2) federal revenue of \$1,824,304 in fiscal year 2006 and \$1,817,448 in fiscal year 2007; and

(3) sales revenue of \$1,195,180 in fiscal year 2006 and \$1,195,180 in fiscal year 2007.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP) (AGRICULTURAL EXPERIMENT STATION)] is appropriated with the condition that the item is matched with \$159,967 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed for the purpose of supporting an integrated weed management and biotechnology program.

Revenue anticipated to be received by the extension service includes:

General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total
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(1) interest earnings of \$5,034 year of the 2007 biennium; and

(2) federal revenue of \$2,400,000 in fiscal year 2006 and \$2,400,000 in fiscal year 2007.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP) (EXTENSION SERVICES)] is appropriated with the condition that the item is matched with \$16,400 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed for the purpose of supporting a cropping specialist position.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP) (EXTENSION SERVICES)] is appropriated with the condition that the item is matched with \$32,800 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed for the purpose of supporting a livestock specialist position.

Anticipated interest revenue of \$1,070 in each year of the 2007 biennium is appropriated to the forestry and conservation experiment station for current unrestricted operating expenses. This amount is in addition to that shown in item [APPROPRIATION DISTRIBUTION (09) (FORESTRY AND CONSERVATION EXPERIMENT STATION)].

Anticipated sales revenue of \$29,157 each year of the 2007 biennium is appropriated to the bureau of mines and geology for current unrestricted operating expenses. This amount is in addition to that shown in item [APPROPRIATION DISTRIBUTION (09) (BUREAU OF MINES AND GEOLOGY)].

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP) (BUREAU OF MINES AND GEOLOGY)] is appropriated with the condition that the item is matched with \$36,720 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed for the purpose of supporting a technical assistance to small oil and gas operators program.

The general fund money in item [APPROPRIATION DISTRIBUTION (09) (SHARED LEADERSHIP) (BUREAU OF MINES AND GEOLOGY)] is appropriated with the condition that the item is matched with \$36,720 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the matching sources have been identified and committed for the purpose of supporting a coal and coal bed methane technology program.

Anticipated interest revenue of \$732 each year of the 2007 biennium is appropriated to the fire services training school for current unrestricted operating expenses. This amount is in addition to that shown in item [APPROPRIATION DISTRIBUTION (09) (FIRE SERVICES TRAINING SCHOOL)].

59th Legislature

Fiscal 2006

Fiscal 2007

HB0002.01

	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total	General Fund	State Special Revenue	Federal Special Revenue	Propri- etary	Other	Total
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1 The general fund money in item [APPROPRIATION DISTRIBUTION (SHARED LEADERSHIP) (FIRE SERVICES TRAINING SCHOOL)] is appropriated with the condition that the
 2 item is matched with \$36,720 from funds identified by the board of regents. The office of commissioner of higher education shall certify to the office of budget and program planning that the
 3 matching sources have been identified and committed for the purpose of supporting one additional fire services trainer.

4 _____

5 TOTAL SECTION E

6 683,913,213 17,550,252 192,371,035 959,014 0 894,793,514 689,816,290 17,843,205 201,310,617 950,583 0 909,920,695

7 TOTAL STATE FUNDING

8 1,275,494,925 598,369,764 1,568,550,399 13,241,504 500,000 3,456,156,592 1,250,103,316 509,675,031 1,631,122,998 12,388,663 500,000 3,403,790,008

9

Fiscal Year 2006Fiscal Year 2007

1

R. RATES

2

Rates. Internal service fund type fees and charges established by the legislature for the 2007 biennium in compliance with 17-7-123(1)(f)(ii) are as follows:

3

DEPARTMENT OF TRANSPORTATION -- 5401

4

1. State Motor Pool

5

a. Class 02 (small utilities)

6

per hour assigned

\$1.377

\$1.408

7

per mile operated

\$0.069

\$0.069

8

b. Class 04 (large utilities)

9

per hour assigned

\$1.856

\$1.955

10

per mile operated

\$0.081

\$0.081

11

c. Class 06 (mid-size compacts)

12

per hour assigned

\$1.196

\$1.186

13

per mile operated

\$0.048

\$0.048

14

d. Class 07 (small pickups)

15

per hour assigned

\$1.153

\$1.106

16

per mile operated

\$0.073

\$0.073

17

e. Class 11 (large pickups)

18

per hour assigned

\$1.521

\$1.653

19

per mile operated

\$0.095

\$0.095

20

f. Class 12 (vans – all type)

21

per hour assigned

\$1.399

\$1.432

		<u>Fiscal Year 2006</u>	<u>Fiscal Year 2007</u>
1	per mile operated	\$0.084	\$0.084
2	2. Equipment Program		
3	a. All of program operations	60-day working capital reserve	
4	DEPARTMENT OF REVENUE – 5801		
5	1. Customer Service Center		
6	a. Delinquent Account Collection Fee (percent of amount collected)	10.0%	10.0%
7	DEPARTMENT OF ADMINISTRATION -- 6101		
8	1. Administration and Financial Services Division		
9	a. Legal Services Unit		
10	Teachers' Retirement	\$24,571	\$24,571
11	Personnel Division	\$26,324	\$26,324
12	Risk Management & Tort Defense	\$878	\$878
13	General Services	\$8,775	\$8,775
14	Architecture & Engineering	\$19,306	\$19,306
15	Information Services	\$23,693	\$23,693
16	Consumer Affairs	\$65,814	\$65,814
17	Banking Division	\$878	\$878
18	Lottery	\$4,388	\$4,388
19	Local Government Services	\$7,898	\$7,898
20	b. Management Services Unit		
21	Administrative Financial Services	\$43,478	\$43,478

		<u>Fiscal Year 2006</u>	<u>Fiscal Year 2007</u>
1	Architecture & Engineering	\$8,608	\$8,608
2	General Services	\$104,288	\$104,288
3	Information Services	\$238,276	\$238,276
4	Personnel Division	\$22,260	\$22,260
5	Risk Management & Tort Defense	\$45,020	\$45,020
6	Banking Division	\$30,875	\$30,875
7	Lottery	\$33,892	\$33,892
8	State Tax Appeal Board	\$4,436	\$4,436
9	Appellate Defender	\$2,644	\$2,644
10	Montana Consensus Council	\$3,715	\$3,715
11	c. Network Support Unit		
12	Support per computer	\$540	\$540
13	d. Warrant Writer Program		
14	Mailer Warrants	\$0.58331	\$0.58089
15	Non-Mailer Warrants	\$0.18159	\$0.17917
16	Duplicate Warrants	\$6.03998	\$6.03939
17	External Warrants	\$0.15575	\$0.15333
18	Emergency Warrants	\$4.70228	\$4.7017
19	Direct Deposit	\$0.15578	\$0.1551
20	e. Human Resources Unit		
21	Teachers' Retirement	\$7,620	\$7,603

		<u>Fiscal Year 2006</u>	<u>Fiscal Year 2007</u>
1	Public Employees' Retirement	\$16,905	\$16,867
2	Administrative Financial Services	\$9,721	\$9,698
3	Architecture & Engineering	\$8,096	\$8,078
4	General Services	\$40,265	\$40,176
5	Banking Division	\$15,120	\$15,087
6	Lottery Division	\$15,001	\$14,968
7	Risk Management & Tort Defense	\$7,620	\$7,603
8	Information Technology Services Division	\$44,528	\$44,429
9	Personnel Division	\$10,520	\$10,497
10	Montana Consensus Council	\$952	\$950
11	2. General Services Division		
12	a. Facilities Management Bureau		
13	Office rent (\$ per sq. ft.)	\$6.613	\$6.681
14	Storage rent (\$ per sq. ft.)	\$3.901	\$3.969
15	In-house project management (% of cost)	15%	15%
16	Contracted project management (% of cost)	5%	5%
17	b. Mail Services Section		
18	Interagency mail (total amount allocated to agencies)	\$165,458	\$165,458
19	All other operations except interagency mail	60-day working capital reserve	
20	c. Print Services Section	60-day working capital reserve	
21	d. Central Stores Program		

		<u>Fiscal Year 2006</u>	<u>Fiscal Year 2007</u>
1	All of program operations		60-day working capital reserve
2	e. Statewide Fueling Network Program		
3	All of program operations		45-day working capital reserve
4	f. State Procurement Card Program		
5	Monthly card fee (per card per month)		45-day working capital reserve
6	3. Information Technology Services Division		
7	Data Network Fee (per connected terminal per month)	\$72.60	\$72.60
8	All other operations except data network		45-day working capital reserve
9	4. State Personnel Division		
10	a. Professional Development Center		
11	Training Services	\$127.86	\$127.97
12	b. Payroll Processing		
13	State Payroll Unit	\$453,103	\$453,103
14	5. Risk Management & Tort Defense		
15	a. General liability (total allocation to agencies)	\$7,203,992	\$7,242,383
16	b. Auto liability, comprehensive, and collision (total allocation to agencies)	\$1,668,644	\$1,671,416
17	c. Aviation (total allocation to agencies)	\$174,014	\$174,003
18	d. Property/Miscellaneous (total allocation to agencies)	\$5,385,295	\$5,412,047
19	DEPARTMENT OF FISH, WILDLIFE, & PARKS -- 5201		
20	1. Administration and Finance (% markup)		
21	a. Warehouse Overhead	5%	5%

		<u>Fiscal Year 2006</u>	<u>Fiscal Year 2007</u>
1	2. Vehicle Account Rates Per Mile		
2	a. Sedans	\$0.30	\$0.30
3	b. Vans	\$0.33	\$0.33
4	c. Utilities	\$0.37	\$0.37
5	d. Grounds Maintenance	\$1.05	\$1.10
6	e. Pickup 1/2 Ton	\$0.32	\$0.32
7	f. Pickup 3/4 Ton	\$0.37	\$0.37
8	3. Aircraft Per Hour Rates		
9	a. 2 Place Single Engine	\$ 59.56	\$ 62.54
10	b. Partnavia	\$297.78	\$297.78
11	c. Turbine Helicopters	\$363.01	\$363.01
12	4. Duplicating – Number of Copies (includes paper)		
13	a. 1-20	\$0.045	\$0.050
14	b. 21-100	\$0.030	\$0.035
15	c. 101-1000	\$0.025	\$0.030
16	d. 1001-5000	\$0.020	\$0.025
17	e. Color - per sheet	\$0.25	\$0.25
18	5. Bindery		
19	a. Collating (per sheet)	\$0.005	\$0.005
20	b. Hand stapling (per set)	\$0.015	\$0.015
21	c. Saddle stitch (per set)	\$0.030	\$0.030

		<u>Fiscal Year 2006</u>	<u>Fiscal Year 2007</u>
1	d. Folding (per sheet)	\$0.005	\$0.005
2	e. Punching (per sheet)	\$0.001	\$0.001
3	f. Cutting (per minute)	\$0.550	\$0.550
4	6. Parks – Capitol Grounds Maintenance	\$0.3896/sq.ft	\$0.3896/sq.ft.
5	DEPARTMENT OF ENVIRONMENTAL QUALITY -- 5301		
6	1. Central Management		
7	a. Expenses Against Personal Services	25%	25%
8	DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION -- 5706		
9	1. Air Operations Program		
10	a. Bell UH-1H	\$875.00	\$875.00
11	b. Bell Jet Ranger	\$355.00	\$355.00
12	c. Cessna 180 series	\$ 95.00	\$ 95.00
13	DEPARTMENT OF COMMERCE – 6501		
14	1. Board of Investments		
15	For the purposes of [this act], the legislature defines “rates” as the total collections necessary to operate the board of investments as follows:		
16	a. Administration Charge (total)	\$3,203,219	\$3,128,734
17	2. Director's Office/Management Services		
18	a. Management Services Indirect Charge Rate	13.70%	13.65%
19	DEPARTMENT OF JUSTICE – 4110		
20	1. Agency Legal Services		
21	a. Attorney (per hour)	\$71.80	\$71.80

		<u>Fiscal Year 2006</u>	<u>Fiscal Year 2007</u>
1	b. Paralegal (per hour)	\$39.80	\$39.80
2	DEPARTMENT OF CORRECTIONS - 6401		
3	1. Secure Facilities		
4	a. Cook/chill rate to Montana State Prison	\$1.37/meal	\$1.37/meal
5	b. Cook/chill rate to Riverside Youth Correctional Facility	\$2.01/meal	\$2.01/meal
6	c. Cook/chill rate to WATCH DUI Unit	\$1.59/meal	\$1.59/meal
7	2. Montana Correctional Enterprises		
8	a. Laundry rate to Montana State Prison	\$0.39/lb.	\$0.39/lb.
9	b. Laundry rate to Treasure State Correctional Training Center	\$0.39/lb.	\$0.39/lb.
10	c. Laundry rate to Montana State Hospital	\$0.38/lb.	\$0.38/lb.
11	d. Laundry rate to Montana Developmental Center	\$0.46/lb.	\$0.46/lb.
12	e. Laundry rate to Riverside Youth Correctional Facility	\$0.46/lb.	\$0.46/lb.
13	DEPARTMENT OF LABOR AND INDUSTRY – 6602		
14	1. Centralized Services Division		
15	a. Cost Allocation Plan	8%	8%
16	2. Business Standards Division		
17	a. House Bill No. 2 Programs Recharge Rate	48%	48%
18	OFFICE OF PUBLIC INSTRUCTION - 3501		
19	1. OPI Indirect-Cost Pool	17.3%	17.3%
20			
21		- END -	